

85<sup>th</sup> Legislative Session – 2010

Committee: Senate State Affairs

Wednesday, February 03, 2010

P - Present  
E - Excused  
A - Absent

Roll Call

P Abdallah  
P Gray, Vice-Chair  
P Hanson (Gary)  
P Heidepriem  
P Knudson  
P Olson (Russell)  
P Rhoden  
P Turbak Berry  
P Dempster, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Thomas Dempster, Chair.

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 1, 2010.

Moved by: Gray  
Second by: Knudson  
Action: Prevailed by voice vote.

SB 114: authorize municipalities to include flexible spending accounts, flexible spending account debit cards, and related programs and procedures with employee health insurance benefits.

Presented by: Senator Mike Vehle  
Proponents: Yvonne Taylor, SD Municipal League

MOTION: DO PASS SB 114

Moved by: Gray

Second by: Olson (Russell)  
Action: Prevailed by roll call vote. (8-0-1-0)

Voting Yes: Abdallah, Gray, Hanson (Gary), Heidepriem, Knudson, Olson (Russell), Rhoden, Dempster

Excused: Turbak Berry

**MOTION:** PLACE SB 114 ON CONSENT CALENDAR

Moved by: Gray  
Second by: Abdallah  
Action: Prevailed by voice vote.

SB 138: revise certain provisions regarding long-range financing plans required by the Board of Regents for improvements financed by private donations.

Presented by: Senator Mike Vehle  
Opponents: Jack Warner, SD Board of Regents  
Doug Knowlton, Dakota State University  
Steve Erpenbach, SDSU Foundation

**MOTION:** DEFER SB 138 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Knudson  
Second by: Abdallah  
Action: Prevailed by roll call vote. (6-3-0-0)

Voting Yes: Abdallah, Gray, Heidepriem, Knudson, Olson (Russell), Dempster

Voting No: Hanson (Gary), Rhoden, Turbak Berry

SB 111: prohibit certain outside employment and compensation by presidents of state institutions of higher education.

Presented by: Senator Frank Kloucek (Handouts: Doc. 1, 2)  
Proponents: Pat Trask, Self, Wasta  
Opponents: Jack Warner, SD BOARD of Regents  
Lorin Pankratz, Self, Sioux Falls  
David Owen, SD Chamber of Commerce & Industry

**MOTION:** DEFER SB 111 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Knudson  
Second by: Gray  
Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Abdallah, Gray, Hanson (Gary), Heidepriem, Knudson, Olson (Russell), Rhoden, Turbak Berry, Dempster

SB 112: regulate compensation for certain outside activities by certain state officers and employees.

Presented by: Senator Frank Kloucek  
Proponents: Pat Trask, Self, Wasta  
Opponents: Jack Warner, SD BOARD of Regents  
Lorin Pankratz, Self, Sioux Falls  
David Owen, SD Chamber of Commerce & Industry

MOTION: DEFER SB 112 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Knudson  
Second by: Abdallah  
Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Abdallah, Gray, Hanson (Gary), Heidepriem, Knudson, Olson (Russell), Rhoden, Turbak Berry, Dempster

SB 113: require the Board of Regents to formulate and promulgate a regental policy on outside employment by institutional officers and employees.

Presented by: Senator Frank Kloucek  
Proponents: Pat Trask, Self, Wasta  
Opponents: Jack Warner, SD BOARD of Regents  
Lorin Pankratz, Self, Sioux Falls  
David Owen, SD Chamber of Commerce & Industry

MOTION: DEFER SB 113 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Knudson  
Second by: Gray  
Action: Prevailed by roll call vote. (6-3-0-0)

Voting Yes: Abdallah, Gray, Hanson (Gary), Knudson, Olson (Russell), Dempster

Voting No: Heidepriem, Rhoden, Turbak Berry

Passed gavel to Senator Bob Gray, Vice Chair

SB 106: authorize the Board of Regents and the Building Authority to contract for construction of classroom facilities at the University Center in Sioux Falls to replace facilities leased from the Sioux Falls School District, and to make an appropriation therefor.

Presented by: Senator Thomas Dempster

Proponents: Dick Tieszen, Sioux Falls School District  
Jack Warner, SD BOARD of Regents  
Mark Lee, SD Board of Regents  
Bob O'Connell, Sioux Falls Area Chamber of Commerce

MOTION: REFER SB 106 TO APPROPRIATIONS

Moved by: Heidepriem

Second by: Abdallah

Action: Prevailed by roll call vote. (9-0-0-0)

Voting Yes: Abdallah, Gray, Hanson (Gary), Heidepriem, Knudson, Olson (Russell), Rhoden, Turbak Berry, Dempster

Passed gavel back to Senator Thomas Dempster, Chair.

SB 139: revise the membership of the State Building Committee created during the planning stages of certain state facilities.

Presented by: Senator Mike Vehle

Opponents: Monte Kramer, Board of Regents  
Kristi Honeywell, Bureau of Administration

MOTION: AMEND SB 139

139ja

On page 2, line 5, of the printed bill, after "5-12;" insert "and".

On page 2, line 6, delete "; and" and insert ".".

The Bureau of Administration shall notify the chair of the special committee created in § 4-8A-2 of any meeting of the State Building Committee. The chair of the special committee or a member appointed by the chair shall monitor the meetings and actions of the State Building Committee."

On page 2, delete lines 7 and 8.

Moved by: Knudson  
Second by: Gray  
Action: Prevailed by voice vote.

MOTION: DO PASS SB 139 AS AMENDED

Moved by: Heidepriem  
Second by: Hanson (Gary)  
Action: Prevailed by roll call vote. (5-4-0-0)

Voting Yes: Hanson (Gary), Heidepriem, Olson (Russell), Rhoden, Turbak Berry

Voting No: Abdallah, Gray, Knudson, Dempster

MOTION: ADJOURN

Moved by: Abdallah  
Second by: Hanson (Gary)  
Action: Prevailed by voice vote.

Cheri Hauschild  
Committee Secretary

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Thomas A. Dempster, Chair